

1 THE HONORABLE JAMES L. ROBART
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 CYWEE GROUP LTD.,

11 Plaintiffs,

12 v.

13 HTC CORPORATION, and HTC AMERICA,
14 INC.,

15 Defendants.

16 HTC CORPORATION, and HTC AMERICA,
17 INC.,

18 Third-Party Plaintiffs,

19 v.

20 STMICROELECTRONICS N.V.,
21 STMICROELECTRONICS, INC., and CYWEE
22 MOTION GROUP LTD.,

23 Third-Party Defendants.

24 CASE NO.: 2:17-cv-00932-JLR

25 JURY TRIAL DEMANDED

26 **THIRD-PARTY PLAINTIFFS HTC
27 CORPORATION AND HTC
AMERICA, INC.'S MOTION FOR
ISSUANCE OF REQUEST FOR
INTERNATIONAL JUDICIAL
ASSISTANCE**

(LETTER ROGATORY)

NOTE ON MOTION CALENDAR:

Friday, April 6, 2018

1 Pursuant to Federal Rule of Civil Procedure 4(h) and 4(f)(2)(B), Third-Party Plaintiff
 2 HTC Corporation (“HTC Corp.”) and HTC America, Inc. (“HTC America”) (collectively,
 3 “HTC” or “Third-Party Plaintiffs”) respectfully requests that this Court issue Request for
 4 International Judicial Assistance (Letter Rogatory) to the courts of Taiwan, in order to effect
 5 service of process upon Third-Party Defendant CyWee Motion Group Ltd. (“CyWee Motion”).

6 HTC has attached to this motion a standard Request for International Judicial Assistance
 7 for CyWee Motion. HTC respectfully requests that the Court sign and affix its seal to this letter
 8 and return the letter with original signatures and seals to HTC’s counsel for forwarding, along
 9 with the papers to be served and requisite certified translations, to the United States Department
 10 of State at the following address:

11 ATTN: Judicial Assistance Officer
 12 U.S. Department of State
 13 Office of Legal Affairs, (CA/OCS/L)
 14 SA-17, 10th Floor
 15 2201 C Street, NW
 16 Washington, DC 20522-1710

17 The U.S. Department of State will oversee transmission of the Requests for International
 18 Judicial Assistance to Taiwan through diplomatic channels as provided in 28 U.S.C.
 19 § 1781(a)(2), as well as its presentation to the requested court in Taiwan.

20 HTC has included in the proposed Request an expression by this Court of its willingness
 21 to reimburse the courts of Taiwan for costs incurred in executing these Requests, in
 22 accordance with the stated requirements of the U.S. Department of State. *See*
 23 http://travel.state.gov/law/judicial/judicial_669.html. HTC, by and through its counsel, stands
 24 ready to reimburse this Court, the U.S. Department of State, or the courts of Taiwan for any
 25 expenses incurred in connection with the execution of these Requests for International Judicial
 26 Assistance. HTC will also deposit with the Department of State a certified check payable to the
 27 American Institute in Taiwan for the Request in accordance with the schedule of fees at 22
 28 C.F.R. § 22.1.

1 Respectfully submitted,

2 Dated: March 29, 2018

3 s/ Gregory L. Watts
4 Gregory L. Watts, WSBA #43995

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